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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of : Frank Himmelsbach et al) Art Unit: 1624
U.S. Appln. No. : 10/016,280) Examiner: Tamthom Ngo Truong
Confirmation No. : 7351
U.S. Filing Date : December 10, 2001
Title of Invention : Bicyclic heterocycles, pharmaceutical compositions containing these
compounds, their use and processes for preparing them
Attny. Docket No.: 5/1262

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT

Sir:

This is in response to a communication from the Examiner in charge of the subject application, which communication was mailed on January 7, 2005.

Amendments to the Claims are reflected in the listing of claims which begins on page two (2) of this paper.

Remarks/Arguments begin on page 13 of this paper.